IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Timothy BATEMAN et al.

Serial No. 10/643,923

Art Unit: 3763

Filed: August 20, 2003

Examiner:

For: OOCYTE AND EMBRYO

HANDLING APPARATUS

Atty Docket: 0119/0025

## INFORMATION DISCLOSURE STATEMENT FILED PURSUANT TO 37 CFR 1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

For insuring compliance with the applicants' duty of disclosure under 37 CFR §1.56, the undersigned hereby submits the documents listed on the attached Form PTO-1449 for consideration by the Examiner in charge of the above-identified patent application.

These documents are being submitted (check only one of the next four boxes):

within three months of the filing of the above U.S. national application or of the date of entry of the U.S. national stage in an International Patent Application (no fee is due); (37 CFR §1.97(b))

[XX]

before receiving a first Office Action on the merits of the aboveidentified patent application (no fee is due); (37 CFR §1.97(b)) following receipt of a first Office Action, but before issuance of a Final Office Action or a Notice of Allowance (if this box is checked, one of the last three boxes also must be checked); (37 CFR §1.97(c))

## <u>OR</u>

- following receipt of a Notice of Allowance or a Final Office Action.
  The undersigned hereby requests consideration of this Information
  Disclosure Statement after the mailing the Final Office Action or
  Notice of Allowance by filing this Information Disclosure Statement
  under 37 CFR §1.97(d)
- [] The Commissioner is authorized to debit \$180.00 for payment of the fee set forth in 37 CFR § 1.17(p). (37 CFR §1.97(d)(2))
- [XX] The undersigned certifies that each item of this information is being submitted within three months of the date it was cited by the European Patent Office in a counterpart application. (37 CFR §1.97(e)(1))
- The undersigned certifies that, after making reasonable inquiry, he/she has no knowledge that any item of this information was cited by a foreign patent office in a counterpart application or was known more than three months prior to this submission. (37 CFR §1.97(e)(2))

The Commissioner is hereby authorized to charge payment of any deficiency in the above fee(s) or to charge any additional fees required under 37 CFR § 1.16 or 1.17 or credit any overpayment to Deposit Account No. 50-0501. A duplicate copy of this authorization is attached for the Finance Branch.

Respectfully submitted,

Louis Woo, Reg. No. 31,730 Law Offices of Louis Woo 717 North Fayette Street Alexandria, Virginia 22314

Phone: (703) 299-4090

Date: Jet 17 2004

FORM PTO-1449						Atty Docket 0119/0025		Serial No. 10/643,923		
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INFORMATION DISCLOSURE CITATION						Filing Date		Group Art Unit		
		EB 1720				August 20, 2003		3763		63
U.S. PATENT DOCUMENTS  Examiner										
Examiner Initial	7	Document Number		Date		Name	Class		Sub- Class	Filing Date
	AA	5,160,319		11/03/92	Emery et al.		ļ			10/23/91
	AB									
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FOREIGN PATENT DOCUMENTS										
		Document Number		Date		Country	Cla	ISS	Sub- Class	Trans- lation
	AL	1 190 684		03/27/02		EPC				
	AM	739 098		10/02/43		DE				no
	AN	0 463 837		01/02/92		EPC				
	AO	00/53108		09/14/00		WO				
	AP						<u></u>			
OTHER (Including Author, Title, Date, Pertinent Pages, etc.)										
	AR									
	AS									
	АТ									
Examiner					Date Considered					
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP § 609.  Draw line through citation if not in conformance and not considered.  Include copy of this form with next communication to Applicant.										